

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

OCT 15 2007

JOHN F. CONCORAN, CLERK
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WINFORD CLAYTON BARTON,)	
Petitioner,)	Civil Action No. 7:07-cv-00486
)	
v.)	<u>FINAL ORDER</u>
)	
COMMONWEALTH OF VIRGINIA,)	By: Samuel G. Wilson
Respondent.)	United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby **ORDERED** and **ADJUDGED** that Barton's 28 U.S.C. § 2254 petition shall be and hereby is **DISMISSED** without prejudice, and this action shall be **STRICKEN** from the active docket of the court.

The Clerk is directed to send a certified copy of this Memorandum Opinion and accompanying Order to the petitioner.

ENTER: This 15th day of October, 2007.



United States District Judge